



FEDERAL ELECTION COMMISSION

Washington, D.C. 20463

FEB 11 2009

MEMORANDUM

TO: The Commission

FROM: Thomasenia P. Duncan
General Counsel

Ann Marie Terzaken
Associate General Counsel for Enforcement

BY: Susan L. Lebeaux *SLL*
Assistant General Counsel

Roy Q. Lockett *RQL*
Attorney

SUBJECT: MUR 5862 (Friends of Joe Lieberman *et al.*) – Pre-Probable Cause Conciliation

Attached is a proposed conciliation agreement for Friends of Joe Lieberman and Lynn Fusco, in her official capacity as treasurer (the "Committee"). The agreement would settle the Committee's violations of: (1) 2 U.S.C. § 432(h)(1) by disbursing cash to recipients in excess of \$100 in connection with a single transaction; (2) 2 U.S.C. § 432(h)(2) with respect to its recordkeeping of those cash disbursements, and (3) 2 U.S.C. § 434(b) by failing to disclose the full names and addresses of recipients of disbursements aggregating in excess of \$200 during 2006, and by misreporting other disbursements.

Therefore, we recommend that the Commission accept the conciliation agreement and close the file.

RECOMMENDATIONS:

1. Accept the attached conciliation agreement with Friends of Joe Lieberman and Lynn Fusco, in her official capacity as treasurer.
2. Approve the appropriate letters.
3. Close the file.

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